

**From:** [Cargas, James P. - LGL](#)  
**To:** ["Steven Shurn"](#)  
**Cc:** [Salinas, Amy](#); [Moore, Gary](#); [David Askanase](#)  
**Subject:** RE: CES Sewer Service Application  
**Date:** Monday, October 13, 2014 10:55:03 AM

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Steve,

Working on it, unless you or the Trustee disagree, I will also add the following clarification (in red):  
The City will allow the charges to accrue during the EPA's activities and then, once service is disconnected, the City will seek Bankruptcy Court approval for a lump sum of payment of all accrued charges **which the Trustee will support as an Administrative Expense**. The Estate will receive monthly invoices allowing it to track the actual charges as they occur but will not be charged late fees or be subject to interruption of service due to non-payment.

James P. Cargas  
Senior Assistant City Attorney  
Office of the City Attorney  
900 Bagby St., 4th Floor, Houston, Texas 77002  
Phone: (832) 393-6255  
Email: james.cargas@houston.tx.gov

-----Original Message-----

From: Steven Shurn [mailto:sds@hwallp.com]  
Sent: Monday, October 13, 2014 10:10 AM  
To: Cargas, James P. - LGL  
Cc: Salinas, Amy; 'Moore, Gary'; David Askanase  
Subject: RE: CES Sewer Service Application  
James, I need authority from the Trustee.

He is copied on this email. The Trustee is not in the office today.

Please add the following sentences on page 4 of 4 of the Application under the section "Please Read Before Signing."

The City will allow the charges to accrue during the EPA's activities and then, once service is disconnected, the City will seek Bankruptcy Court approval for a lump sum of payment of all accrued charges. The Estate will receive monthly invoices allowing it to track the actual charges as they occur but will not be charged late fees or be subject to interruption of service due to non-payment.

Please also send a finalized copy of the Proposed Letter Agreement without redlines.

I will then circulate to the Trustee and ask for authority.

Thank you.

Steve

Steven Shurn, Partner  
Hughes Watters Askanase, LLP  
Three Allen Center  
333 Clay, 29th Floor  
Houston, Texas 77002  
713-759-0818 - Main  
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-----Original Message-----

From: Cargas, James P. - LGL [<mailto:James.Cargas@houstontx.gov>]

Sent: Friday, October 10, 2014 2:17 PM

To: Steven Shurn

Cc: Salinas, Amy; 'Moore, Gary'; David Askanase

Subject: RE: CES Sewer Service Application

Steven,

I assume that the Trustee does not have any objections to EPA's requested changes and that it would still qualify as an Administrative Expense. Please let me know by Monday afternoon.

Thank you,

James

James P. Cargas

Senior Assistant City Attorney

Office of the City Attorney

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-----Original Message-----

From: Moore, Gary [<mailto:Moore.Gary@epa.gov>]

Sent: Friday, October 10, 2014 2:06 PM

To: Cargas, James P. - LGL

Cc: Salinas, Amy

Subject: RE: CES Sewer Service Application

James:

I talked with Amy and I have made the following recommendations for changes to the letter. See attached. Please let us know if there would be issues with these changes.

Thanks

Gary Moore

Federal On-Scene Coordinator

U.S. EPA Region 6

214-789-1627 cell

214-665-6609 office  
[moore.gary@epa.gov](mailto:moore.gary@epa.gov)